

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

JOHNNY BATES and *
PATRICIA MIDDLETON BATES, *
*
Plaintiffs, *
* CIVIL ACTION FILE
v. *
* NO. 1-09-CV-03280-AT
MICHELIN NORTH AMERICA, INC., *
*
Defendant. *

**PLAINTIFFS' MOTION TO EXCLUDE THE
EXPERT TESTIMONY OF CHARLES PATRICK**

Plaintiffs move to exclude the expert testimony of Charles Patrick pursuant to *Daubert v. Merrell Dow Pharmaceuticals, Inc.*, 509 U.S. 579 (1993). Plaintiffs are contemporaneously filing a memorandum in support of this motion under seal, which details the legal and factual bases in support.

Respectfully submitted, this 1st day of September, 2011.

s/ Leigh Martin May
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CERTIFICATE OF SERVICE

I hereby certify that on September 1, 2011, I electronically filed PLAINTIFFS' MOTION TO EXCLUDE THE EXPERT TESTIMONY OF CHARLES PATRICK with the Clerk of the Court using the CM/ECF system which will automatically send email notification of such filing to the following attorneys of record:

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This 1st day of September, 2011.

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